

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA,

v.

JOHN STUART,

Defendant.

21-CR-07-LJV-JJM

NOTICE OF MOTION

MOTION BY:

Jeffrey T. Bagley, Assistant Federal Public
Defender

DATE, TIME & PLACE:

Before the Honorable Lawrence J. Vilardo, United
States District Court Judge, Robert H. Jackson
United States Courthouse, 2 Niagara Square,
Buffalo, New York, **on the papers submitted.**

SUPPORTING PAPERS:

Affirmation of Assistant Federal Public Defender
Jeffrey T. Bagley, dated May 26, 2023.

RELIEF REQUESTED:

Extension of Time to File Objections to Report and
Recommendation.

DATED:

Buffalo, New York, May 26, 2023.

Respectfully submitted,

/s/ Jeffrey T. Bagley

Jeffrey T. Bagley
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Counsel for Defendant John Stuart

TO: David J. Rudroff
Assistant United States Attorney

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AFFIRMATION

JEFFREY T. BAGLEY, affirms under penalty of perjury that:

1. I am an Assistant Federal Public Defender for the Western District of New York and I represent the defendant, John Stuart, in the instant matter.
2. Judge McCarthy issued a sealed Report, Recommendation, and Order on May 22, 2023. (dkt # 93).
3. Objections to the Report and Recommendation are due on June 5, 2023. I will be out of district for a significant portion of the time leading up to this date.
4. Accordingly, I respectfully request a 30-day extension of time to file an objection to the Report and Recommendation.
5. Assistant U.S. Attorney David Rudroff has no objection to this request.

DATED: Buffalo, New York, May 26, 2023.

Respectfully submitted,

/s/ Jeffrey T. Bagley

Jeffrey T. Bagley

Assistant Federal Public Defender

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TO: David J. Rudroff
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